

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

KAUFMAN DOLOWICH, LP
BY RICHARD J. PERR, ESQUIRE
MONICA M. LITTMAN, ESQUIRE
One Liberty Place
1650 Market Street, Suite 4800
Philadelphia, PA 19103
Telephone: (215) 501-7002
Facsimile: (215) 405-2973
rperr@kaufmandolowich.com
mlittman@kaufmandolowich.com
**Attorneys for Defendant Capital
Management Services, L.P.**

STEVEN J. FRATO, JR.,	:	CIVIL ACTION
Plaintiff,	:	
v.	:	NO. 3:23-cv-04049-MAS-JBD
CAPITAL MANAGEMENT SERVICES, L.P.,	:	JURY TRIAL DEMANDED
Defendant.	:	

**DEFENDANT CAPITAL MANAGEMENT SERVICES, L.P.'S MOTION TO
DISMISS PLAINTIFF'S COMPLAINT**

PLEASE TAKE NOTICE that on August 5, 2024, Defendant Capital Management Services, L.P. ("Defendant"), by and through its undersigned counsel,

shall move this Court to Dismiss Plaintiff's Complaint (Doc. 1) pursuant to Federal Rule of Civil Procedure 12(b)(6).

PLEASE TAKE FURTHER NOTICE that Defendant shall rely on its Memorandum of Law submitted in support of this Motion.

PLEASE TAKE FURTHER NOTICE that a proposed form of Order is submitted herewith.

Respectfully Submitted,

KAUFMAN DOLOWICH, LP

By: /s/ Monica M. Littman

KAUFMAN DOLOWICH, LP

RICHARD J. PERR, ESQUIRE

MONICA M. LITTMAN, ESQUIRE

One Liberty Place

1650 Market Street, Suite 4800

Philadelphia, PA 19103

Telephone: (215) 501-7002

Facsimile: (215) 405-2973

rperr@kaufmandolowich.com

mlittman@kaufmandolowich.com

Attorneys for Defendant Capital

Management Services, L.P.

CERTIFICATE OF SERVICE

I, MONICA M. LITTMAN, ESQUIRE, hereby certify that on or about this date, I served a true and correct copy of the foregoing via email on the following:

Steven J. Frato, Jr.
22 Lilac Lane
Barnegat, NJ 08005
fratosteven@gmail.com

/s/ Monica M. Littman
MONICA M. LITTMAN, ESQUIRE

Dated: July 9, 2024